

United States District Court

WESTERN DISTRICT OF WASHINGTON

PERRY ASHELMAN,

v.

PAT GLEBE,

JUDGMENT IN A CIVIL CASE

CASE NO. C09-5748RBL/JRC

____ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

 X **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

THE COURT HAS ORDERED THAT

- (1) The Court adopts the Report and Recommendation;
- (2) The petition DISMISSED as procedurally barred; and
- (3) In accordance with Rule 11 of the Rules Governing Section 2254 Cases in the United States District Courts, a certificate of appealability is DENIED with respect to all claims asserted by petitioner in his habeas petition.

August 2, 2010
Date

BRUCE RIFKIN
Clerk

s/ Mary Trent
Deputy Clerk